



**Fw: PA IG Investigation at Ex. 6 - Personal Privacy**  
Richard Fetzer to: Kelley Chase  
Cc: "Joanna McDonald"

12/21/2011 12:44 PM

From: Richard Fetzer/R3/USEPA/US  
To: Kelley Chase/R3/USEPA/US  
Cc: "Joanna McDonald" <mcdonald.joanna@epa.gov>

Richard M. Fetzer  
Federal On-Scene Coordinator  
100 Gypsum Road  
Stroudsburg, PA. 18360  
(570) 402 7108

**From:** bret jennings Ex. 6 - Personal Privacy  
**Sent:** 12/21/2011 12:20 PM EST  
**To:** Richard Fetzer  
**Subject:** RE: PA IG Investigation at Ex. 6 - Personal Privacy

The owner of the property where I found the lined bunker is

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The location of the bunker on Google Earth with 5 October 2011 imagery is Ex. 6 - Personal Privacy This imagery was done before Laser began reclaiming the area. That was removing gravel, spreading topsoil back out and spreading hay. The bunker is visible on the side of Trowbridge Creek.

4 October 2011 photos 9046 through 9052 you already have from when I found this hay bunker for collecting the gel from the drilling fluids used by a contractor for installing the Laser Pipeline.

12 October 2011 photos 9073 through 9081 are ones I took to help show it better. There is also two pictures with a sweat shirt on a bail of hay.

20 December 2011 photos 9583 through 9601 are ones after Laser reclaimed the area. 9595 through 9598 show where they are close and may be in the Sewer line right of way. The sloped mound that the hay bunker was on looks like it was just pushed over after the hay was removed. One photo with both my legs shows where the soil was just pushed since there is an 8 inch difference.. So that area to the bamboo would still have soil from that mound if any testing is done.

They also did not follow act 287 of 1974 with the PA One Call system when crossing the sewer line in Orchard Road, and 29 CFR 1926 651 (B) for notification requirement for the sewer line in Orchard Road. I know that there is a PA law for requesting the permission to cross a sewer line but the operator of the sewage treatment plant is the one that has to give permission. I have started to look for that section again and I am thinking that it is in Title 53, 26 or even 66 of the PA consolidated statues or PA statues.

On 15 November 2011 I e-mailed this to one of the newly elected borough council members in Montrose. About a 14 November 2011 Montrose Municipal Authority meeting. This may have been after one of the waste disposal contractors from Cabot was found to be sending the waste fluids to an industrial waste water treatment system that discharges to a municipal sewer plant in the Delaware river basin.

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Ex. 6 - Personal Privacy This was from the discussion that me and Ex. 6 - Personal Privacy had after the meeting and I was informing someone that was just elected to a seat on the borough council.

This is for you to decide what to do:

Ex. 6 - Personal Privacy to accept a \$10,000 check from Cabot the next day and start taking frack water at the plant. Ex. 6 - Personal Privacy informed him that he would need a waste characterization from Cabot and did not think that they would give him one and the DEP and EPA had already sent letters that he could not take the frack or produced water form the drilling operation. Ex. 6 - Personal Privacy threatened to fire Ex. 6 - Personal Privacy if he did not take the money and the frack water. Ex. 6 - Personal Privacy diffused this some how, maybe telling the sewer board, but is a liability to the Borough to have someone like this to threaten a job to perform an illegal action that is not even an employee of the borough. It is also questionable for the Borough or one member of the borough council to contract with Cabot for the Sewer Authority, which is a separate municipal corporation. The borough council has no power within the municipal authority other than when directors are appointed for five years terms. Normally that means one is appointed each year and guess what if some one is appointed for this January 2012 by the present board, then you can dismiss that person and as the new board appoint a new person. It is a quirk in the borough code that appointments are from 1 January to 31 December, so you get to review the appointments from December since the vacancy did not exist until 1 Jan when your term begins.

This you should know and decide what to do. I know what I would do. I have the answer to any question already.

Has Cabot or any of the drilling companies contacted the Borough to use the excess capacity at the sewer plant for treating the frack water?

If they answer then, What was the agreement?

Who messed it up?

Did you threaten to fire him?

Do you realize that you were threatening him to perform an illegal act, to a non-borough employee?

Are you aware of the liabilities that your actions have opened the borough up to?

Where do you get the power to contract for Montrose Municipal Authority when they are a separate Municipal Corporation and not

part of the borough and open the borough to liabilities by your actions?  
I know some of the questions are better for small talk, but in front of the press it might be better for the direct ones starting with 'did you threaten to fire him'. Some times it pays to play fair and discuss things like this out of the public, but when something like this comes out at a council meeting it will be in the paper and may be front page. I have used it for the problems with New Milford Municipal Authority and they really hate me for it, but the public got informed.

Bret Jennings  
Councillor, Great Bend Borough  
Director, Hallstead Great Bend Joint Sewer Authority

PA IG Investigation at 

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[View photos](#) [Download all](#)  
You are invited to view bret's album. This album has 28 files.

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Subject: Re: PA IG Investigation at 

Ex. 6 - Personal Privacy

  
From: Fetzer.Richard@epamail.epa.gov  
Date: Tue, 20 Dec 2011 15:49:52 -0500  
To: 

Ex. 6 - Personal Privacy

  
CC: Chase.Kelley@epamail.epa.gov

Sounds good Bret.

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Richard M. Fetzer  
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**From:**

Ex. 6 - Personal Privacy

  
**Sent:** 12/20/2011 03:32 PM EST  
**To:** Richard Fetzer  
**Subject:** RE: PA IG Investigation at 

Ex. 6 - Personal Privacy

I still have to send you information on the lined hay bunker on TrowBridge Creek, and the Lat Long to view the 6 october 2011 image on Google earth. I was suprised that it was visable. the bunker on 

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 I could not find on the updated images on Google Earth, but I never saw the bunker itself before or the exact location. I am going to leave work to see if I can find any remaining structure of that bunker on Trowbridge and I will ask my father again who owns the property for you. It is not listed in the 2011 Plate book for the county.

Bret Jennings

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Subject: Re: PA IG Investigation at 

Ex. 6 - Personal Privacy

  
From: Fetzer.Richard@epamail.epa.gov  
Date: Tue, 20 Dec 2011 15:27:40 -0500  
To: 

Ex. 6 - Personal Privacy

Thanks Bret.

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Richard M. Fetzer  
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**From:** bret jennings 

Ex. 6 - Personal Privacy

  
**Sent:** 12/20/2011 03:10 PM EST  
**To:** Richard Fetzer  
**Subject:** RE: PA IG Investigation at 

Ex. 6 - Personal Privacy

I consent

Bret Jennings  
Councillor, Great Bend Borough

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Subject: PA IG Investigation at **Ex. 6 - Personal Privacy**  
From: Fetzer.Richard@epamail.epa.gov  
To: fetzer.richard@epa.gov  
CC: **Ex. 6 - Personal Privacy**  
Date: Tue, 20 Dec 2011 14:29:21 -0500

Your name and/or contact information (e.g., street address, email address and/or phone number) appears on certain documents in EPA's files, related to issues we discussed at a meeting held at **Ex. 6 - Personal Privacy** home on August 24, 2011. This meeting covered both general issues related to Marcellus Shale and also specific releases to the environment that PADEP also investigated. The PA Inspector General's office has requested EPA's information related to the release that occurred on the **Ex. 6 - Personal Privacy** property. Please reply to this email to let me know whether you consent to EPA's releasing documents with your identity to the PA IG, or not. If not, we will withhold your name and contact information under the federal Privacy Act.

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